ATTORNEY DOCKET NO. 06727/006001

Certificate of Mailing: Date of Deposit Lexiterile 30, 1998

I hereby certify under 37 CFR 1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated above and is addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231.

Printed name of person mailing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Robert A. Murgita

Art Unit:

Serial No.:

08/377,316

Examiner:

S. Gucker

Filed:

January 24, 1995

Title:

RECOMBINANT HUMAN ALPHA-FETOPROTEIN AS A CELL

PROLIFERATIVE AGENT

Assistant Commissioner for Patents Washington, D.C. 20231

## NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES UNDER 37 CFR \$1.191

Applicant respectfully appeals to the Board of Patent Appeals and Interferences from the decision dated March 31, 1998 of the Examiner finally rejecting claims 19 and 21.

Enclosed pursuant to 37 CFR §1.136 is a petition to extend the time to respond to the final rejection for three months, to and including September 30, 1998.

04/05/1999 TGRAY1 00000002 032095

01 FC:219 .

155.00 CH

Also enclosed is a check in the amount of \$155.00 for the fee required by 37 CFR \$1.17(e) for this Notice of Appeal. If there are any charges, or any credits, please apply them to Deposit Account No. 03-2095.

Respectfully submitted,

Date: 804. 30, 1998

Paul T. Clark Reg. No. 30,162

Clark & Elbing LLP 176 Federal Street Boston, MA 02110

Telephone: 617-428-0200 Facsimile: 617-428-7045

\Ceserver\documents\06727\06727.006001 Reply to OA mailed 3.31.98.wpd